

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Budny et al.

Art Unit: 3652

Application No: 10/580,031

Examiner: C. A. Fox

Confirmation No: 7557

Filed: May 19, 2006

Atty. Docket No: 47588-229465

Customer No:

For: ARRANGEMENT FOR THE FILLING
AND/OR EMPTYING OF CONTAINERS
FILLED AND/OR FILLING WITH
ARTICLES AND MANIPULATING
DEVICE FOR TRANSPORTING THE
CONTAINERS

26694

PATENT TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08A. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT

application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

I hereby certify, pursuant to 37 CFR 1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Cite No. AA is listed in the enclosed Chinese Office Action (CB). European Application No. 0361178A1 and U.S. Publication No. 2001/0046436A1 are not being submitted because they were submitted in previous Information Disclosure Statements. Cite Nos. BA-BE are listed in the enclosed German translation of a Japanese Official Action (CA). An English translation of the German translation (CA) is also enclosed. A machine translation or English abstract of the non-English language references (BA-BE) is enclosed.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is “prior art” for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0261, under Order No. 47588-229465.

Dated: July 23, 2009

Respectfully submitted,

By /Steven J. Schwarz/

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